

PATENT

DEC 27 2004 Docket No.: 0708-4038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wagner

Serial No.: 09/087,871

Filed: June 2, 1998

Group Art Unit: 1641

Confirmation No. 1082

Examiner: GABEL, GAIENE

For: AUTOMATED DIAGNOSTIC SYSTEM IMPLEMENTING IMMUNOASSAYS
AND CLINICAL CHEMISTRY ASSAYS ACCORDING TO A REFLEX
ALGORITHM

CERTIFICATE OF FACSIMILE TRANSMISSION

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COMMISSIONER for PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following items:

1. Request for Continued Examination (RCE) Transmittal w/ authorization to charge deposit account (1 p.)
2. Request for Reconsideration Pursuant to 37 CFR § 1.114 (6 pages); and
3. Petition for Extension of Time with authorization to charge deposit account (2 p.).

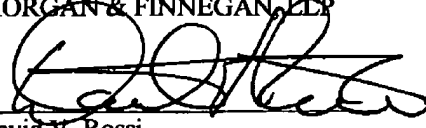
is/are being transmitted pursuant to 37 C.F.R. §1.8 by facsimile on the date indicated below, to:

Examiner Gailene Gabel
Group Art Unit: 1641
Tel. No.: (703) 305-0807
FAX No.: (703) 872-9306

Transmission Total: 10 pages (including this cover sheet).

Date: December 27, 2004

Respectfully submitted,
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ACCORDING TO A REFLEX ALGORITHM***

REQUEST FOR RECONSIDERATION PURSUANT TO 37 CFR §1.114

Mall Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated December 12, 2003, subsequent to the Notice of Appeal filed on May 27, 2004, and pursuant to the accompanying Request for Continued Examination (RCE) Under 37 CFR §1.114, Applicant respectfully submits this Request for Reconsideration, which is also accompanied by a Petition for Extension of Time with fee payment authorization.

Remarks begin on the following page.